IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 1453 OF 2005

Mr. Anwar Muktarali Qureshi ..Applicant.

V/s.

The State of Maharashtra ..Respondent.

Shri Prakash Naik for the Applicant.
Shri Konde Deshmukh, APP for the Respondent - State.

CORAM : A.M.KHANWILKAR, J.
DATED : MARCH 03, 2005

PC :-

. Heard counsel for the parties. Perused the record.

2. From the version of the complainant, it is more than clear that she was brutally assaulted by the applicant; even if the argument of the applicant that there is no evidence to support the claim of the complainant, that the applicant had poured kerosene, was to be accepted. So far as her version regarding assault is concerned, that is supported by the injury certificate, amongst other, the complainant has suffered injury on the abdomen and it is matter of record that at the relevant time she was pregnant and

eventually suffered abortion. Be that as it may, as there is material to indicate complicity of the applicant in the commission of the crime, which in my opinion is serious one, not a case for bail. I see no reason to depart from the conclusion reached by the lower court in rejecting the applicant's prayer for bail. Hence, dismissed.

3. As prayer for bail is rejected, the District and Sessions Judge, Thane is directed to assign the case to fast track court, if already not done, to ensure early disposal of the trial as High Court expedited case.

4. Ordered accordingly.

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